

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

HARBORVIEW MASTER FUND, LP,

Plaintiff,

-against-

LIGHTPATH TECHNOLOGIES, INC.,

KENNETH BRIZEL AND ROBERT RIPP

Defendant.

CIVIL ACTION NO. 07 CIV.
09228 (NRB)

AFFIDAVIT OF SERVICE

STATE OF NEW YORK)
) ss
COUNTY OF NEW YORK)

WILLIAM MONGE, being duly sworn, deposes and says:

I am a resident of the State of New York, over the age of eighteen years, and not a party to the within action. My business address is Cole, Schotz, Meisel, Forman & Leonard, P.A., A Professional Corporation, 900 Third Avenue, New York, NY 10022. On April 28, 2008, I caused the **MEMORANDUM OF LAW IN OPPOSITION TO DEFENDANTS' MOTION TO DISMISS** within to be served via Federal Express upon the following:

Ona T. Wang, Esq.
Baker & Hostetler LLP
45 Rockefeller Plaza
New York, NY 10111


WILLIAM MONGE

Sworn to before me this
28th day of April, 2008



Notary Public

Nolan E. Shanahan
Notary Public, State of NY
No. 02SH5050730
Qualified in New York County
Commission Expires 10/16/09